

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA**

TOUCHCOM TECHNOLOGIES, INC.,

Plaintiff,

v.

BERESKIN & PARR AND  
H. SAMUEL FROST,

Defendants.

Civil Action No. 1:07-cv-00114

**OBJECTIONS TO PLAINTIFF’S TRIAL EXHIBIT LIST**

In accordance with Rule 26(a)(3)(A)(iii) and the Court’s Order setting pretrial deadlines (ECF No. 222), Bereskin & Parr and H. Samuel Frost (collectively, “B&P”) submit the following objections to Plaintiff’s Trial Exhibit List. B&P submits these objections to Plaintiff’s Trial Exhibit List without waiving any of its rights, including the right to amend or supplement these objections.

<b>Exhibit No.</b>	<b>Objections</b>
4	Relevance
5	Rule 403 (Cumulative – duplicate of Exhibit 4)
6	Relevance
27	Rule 403 (Cumulative – duplicate of Exhibit 23)
28	Rule 403 (Cumulative – duplicate of Exhibit 23)
33	Relevance
34	Relevance
36	Rule 403 (Cumulative – duplicate of Exhibit 35)
39	Relevance
41	Relevance Rule 403 (Confusing and Misleading)
42	Relevance Rule 403 (Confusing and Misleading)
46	Relevance

<b>Exhibit No.</b>	<b>Objections</b>
49	Relevance
51	Relevance Rule 403 (Confusing and Misleading) Hearsay
52	Relevance Rule 403 (Confusing and Misleading)
53	Relevance Rule 403 (Confusing and Misleading)
54	Relevance Hearsay
55	Relevance
56	Relevance Hearsay
57	Relevance
58	Relevance
59	Hearsay
63	Hearsay Relevance
65	Relevance Rule 403 (Confusing and Misleading)
69	Relevance Hearsay Rule 403 (Confusing and Misleading)
79	Relevance Rule 403 (Confusing and Misleading)
86	Relevance Hearsay Rule 403 (Confusing and Misleading)
87	Relevance Hearsay Rule 403 (Confusing and Misleading)
89	Relevance Hearsay
90	Relevance Hearsay
91	Relevance Hearsay
93	Relevance Hearsay
98	Relevance
99	Relevance Hearsay

<b>Exhibit No.</b>	<b>Objections</b>
100	Relevance Hearsay
101	Relevance Hearsay
102	Relevance
103	Hearsay
104	Hearsay
105	Hearsay
106	Relevance Hearsay
107	Hearsay
109	Relevance Hearsay
110	Relevance Rule 403 (Confusing and Misleading)
111	Relevance Hearsay
113	Relevance
114	Relevance
118	Relevance Rule 403 (Confusing and Misleading)
119	Relevance Rule 403 (Confusing and Misleading)
120	Relevance Hearsay
121	Relevance
122	Relevance Hearsay
123	Relevance
124	Relevance
125	Relevance
126	Relevance
127	Relevance Rule 403 (Confusing and Misleading)
128	RelevanceHearsay
129	Relevance
130	Relevance Hearsay
131	Relevance Rule 403 (Confusing and Misleading)

<b>Exhibit No.</b>	<b>Objections</b>
132	Relevance Hearsay
133	Relevance
134	Relevance Rule 403 (Confusing and Misleading)
135	Hearsay
136	Relevance
137	Relevance
138	Relevance
139	Relevance Hearsay
140	Relevance
141	Relevance Hearsay Rule 304 (Confusing and Misleading) (file mark)
142	Relevance Hearsay Rule 304 (Confusing and Misleading)
149	Hearsay
151	Rule 403 (Cumulative – duplicate of Exhibit 59) Hearsay
153	Relevance Hearsay Rule 403 (Confusing and Misleading)
154	Relevance Hearsay
160	Relevance Hearsay Foundation
170	Relevance Hearsay
187	Relevance Hearsay
251	Relevance
252	Relevance Hearsay
253	Relevance Hearsay
255	Rule 403 (Cumulative – duplicate of Exhibit 254)
261	Hearsay Rule 403 (Cumulative) (exhibits)
263	Relevance

<b>Exhibit No.</b>	<b>Objections</b>
264	Relevance
266	Rule 403 (Cumulative – duplicate of Exhibit 75)
268	Relevance Rule 403 (Confusing and Misleading)
269	Relevance
274	Rule 403 (Cumulative – duplicate of Exhibit 39) Relevance
275	Rule 403 (Cumulative – duplicate of Exhibit 47)
277	Rule 403 (Cumulative – duplicate of Exhibit 35)
278	Relevance
279	Rule 403 (Cumulative – duplicate of Exhibit 66)
281	Hearsay
284	Hearsay
289	Hearsay
295	Hearsay
298	Hearsay
300	Hearsay
303	Hearsay
304	Hearsay
305	Hearsay
306	Hearsay
307	Hearsay
308	Hearsay
309	Hearsay
310	Hearsay
311	Hearsay
312	Hearsay
313	Hearsay
314	Hearsay
315	Hearsay
316	Hearsay
317	Hearsay
318	Hearsay
319	Hearsay
320	Hearsay
321	Rule 403 (Cumulative – duplicate of Exhibit 1)
322	Relevance Hearsay
323	Relevance Hearsay

Exhibit No.	Objections
328	RelevanceHearsay Rule 403 (Confusing and Misleading)
333	Rule 403 (Cumulative – duplicate of Exhibit 326)
335	Rule 403 (Cumulative – duplicate of Exhibit 324)
339	Relevance Hearsay
341	Rule 403 (Cumulative – duplicate of Exhibit 338)
342	Rule 403 (Cumulative – duplicate of Exhibit 337)
344	Relevance Hearsay
348	Relevance Hearsay
349	Rule 403 (Cumulative – duplicate of Exhibit 166)
359	Relevance Hearsay
362	Relevance Hearsay
363	Rule 403 (Cumulative – duplicate of Exhibit 343)
365	Rule 403 (Cumulative – duplicate of Exhibit 324)
367	Relevance Hearsay
368	Relevance Hearsay
369	Rule 403 (Cumulative – duplicate of Exhibit 191)
370	Rule 403 (Cumulative – duplicate of Exhibit 14)
371	Relevance Hearsay
372	Relevance Hearsay
373	Relevance Hearsay
374	Relevance Hearsay
385	Relevance
386	Relevance

<b>Exhibit No.</b>	<b>Objections</b>
387	Relevance Hearsay
388	Hearsay
409	Relevance Hearsay
410	Hearsay
411	Relevance Hearsay
413	Relevance Hearsay
414	Relevance Hearsay
415	Relevance Hearsay
416	Rule 403 (Cumulative – duplicate of Exhibit 263)
418	Relevance Hearsay
420	Relevance Hearsay
421	Relevance Hearsay
422	Relevance
423	Rule 403 (Cumulative – duplicate of Exhibit 31)
424	Relevance
427	Relevance Hearsay
428	Relevance Hearsay
429	Relevance Hearsay
430	Relevance Hearsay
435	Rule 403 (Cumulative)
436	Rule 403 (Cumulative)
437	Rule 403 (Cumulative – duplicate of Exhibit 436)
438	Rule 403 (Cumulative)
441	Relevance
453	Relevance Hearsay Rule 403 (Confusing and Misleading)
458	Relevance Hearsay Rule 403 (Confusing and Misleading)

Exhibit No.	Objections
459	Relevance Hearsay
460	Relevance Hearsay
461	Relevance Rule 403 (Confusing and Misleading)
462	Relevance Rule 403 (Confusing and Misleading)
463	RelevanceRule 403 (Confusing and Misleading)
464	Rule 403 (Cumulative – duplicate of Exhibit 276)
465	Relevance Hearsay
466	Relevance Hearsay
467	Relevance Hearsay (handwriting) (handwriting)
468	Relevance Rule 403 (Confusing and Misleading)
469	Relevance Rule 403 (Confusing and Misleading)
470	Relevance Rule 403 (Confusing and Misleading), (handwriting)
473	Relevance Hearsay
474	Relevance Hearsay
475	Relevance Hearsay
476	Relevance Hearsay
477	Relevance Hearsay
478	Relevance Hearsay
480	Relevance Rule 403 (Confusing and Misleading)



Exhibit No.	Objections
481	Relevance Rule 403 (Confusing and Misleading)
482	Rule 403 (Cumulative – duplicate of Exhibit 131)
483	Relevance Rule 403 (Confusing and Misleading) Relevance
484	Relevance
485	Rule 403 (Cumulative – duplicate of Exhibit 137)
486	Relevance
487	Relevance Hearsay
488	RelevanceHearsay Rule 403 (Confusing and Misleading)
489	Relevance Hearsay Rule 403 (Confusing and Misleading)
490	Relevance Hearsay Rule 403 (Confusing and Misleading)
491	Relevance Hearsay Rule 403 (Confusing and Misleading)
492	Relevance Hearsay Rule 403 (Confusing and Misleading)
493	Relevance Hearsay
494	Relevance Hearsay
495	Rule 403 (Cumulative – duplicate of Exhibit 343)

Dated: August 29, 2011

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

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